

**CRIMINAL DOCKET
UNITED STATES DISTRICT COURT**

D. C. Form No. 100A Rev.

TITLE OF CASE	ATTORNEYS
THE UNITED STATES <i>vs.</i> Calvin G. Gilbert and Carrol E. Gilbert	<i>For U. S.:</i> Hubert H. Bryant <i>For Defendant:</i> XXXXXXXXXXXXXXXXXXXX Nathan G. Graham XXXXXXXXXXXXXXXXXXXX Hubert H. Bryant Tom Hanlon (Retained) Pythian Bldg., Tulsa

STATISTICAL RECORD	COSTS		DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 2 mailed 8-31-70	Clerk					
J.S. 3 mailed 9-30-70 9-30-70	Marshal					
Violation	Docket fee					
Title 18						
Sec. 661 Theft of Gov't. property						

DATE	PROCEEDINGS
8-10-70	CC of Information, filed. g
8-10-70	CC of Consent to Transfer of case from West. Dist. Okla. for plea & sentence under Rule 20 by defendant Calvin G. Gilbert, filed. g
8-10-70	CC of Consent to Transfer of case from West. Dist. Okla. for plea & sentence under Rule 20 by deft. Carrol E. Gilbert, filed. g
8-10-70	CC of Clerk's certificate on transfer, filed. g
8-25-70	Defts' Carrol E. Gilbert and Calvin E. Gilbert, each present in person and represented by Tom Hanlon. Information heretofore filed, each deft arraigned, and defendant's Carrol E. Gilbert enters plea of GUILTY, and is adjudged GUILTY as charged. Defendant Calvin G. Gilbert enters a plea of GUILTY and is adjudged GUILTY as charged. Each Deft waives jury, waivers of jury, signed and filed in open court, and case passed for sentence to 9-8-70 (Tues.) at 10:00 A.M. Defendant each to remain on present bond. (AEB-J)v
8-27-70	Appearance bond of Calvin Glen Gilbert, in the sum of \$1,000.00, filed; surety - International Fidelity Insurance Company. (Pete King) b
8-27-70	Order specifying methods and conditions of release, filed. b
8-27-70	Appearance bond of Carrol Eugene Gilbert, in the sum of \$1,000.00, filed; surety - International Fidelity Insurance Company. (Pete King)b

(OVER)

DATE	PROCEEDINGS
8-27-70	Order specifying methods and condition of release as to Carrol Eugene Gilbert, filed. b
9-8-70	Defts' Calvin G. Gilbert and Carrol E. Gilbert each present in person and each represented by Tom Hanlon.
	Judgment and Sentence - Calvin G. Gilbert (Age 22)
	It is adjudged that imposition of sentence is hereby suspended and that the deft is placed on probation for a period of Two (2) Years from this date, pursuant to the Federal Youth Correction Act., Title 18, U.S.C.A. 5010 (a)
	Judgment and Sentence - Carrol E. Gilbert (Age 19)
	It is adjudged that imposition of sentence is hereby suspended and that the deft is placed on probation for a period of Two (2) years from this date, pursuant to the Federal Youth Correction Act, Title 18, U.S.C.A. 5010 (a) (AEB-J)v
9-8-70	Order of Probation as to Calvin G. Gilbert, filed and entered. v
9-8-70	Two c.c. of Order delivered to the Probation Office. v
9-8-70	Order of Probation as to Carrol E. Gilbert, filed and entered. v
9-8-70	Two c.c. of Order delivered to the Probation Office. v
8-23-72	Certificate of vacation of conviction. (AEB-J)rm
8-23-72	Order of Discharge from probation. (AEB-J) rm

UNITED STATES COMMISSIONER
NORTHERN DISTRICT OF OKLAHOMA

RECORD OF PROCEEDINGS IN CRIMINAL CASES

BEFORE Morris L. Bradford U. S. Court House, Tulsa, Oklahoma
(Name of commissioner) (Address)

COMMISSIONER'S
DOCKET No. 1 CASE No. 99
THE UNITED STATES
vs.

Calvin Glen Gilbert and
Carrol Eugene Gilbert

Complaint filed on 7-27-70, 1970, by Louis M. Kelley
Official title Special Agent, F.B.I. charging violation of
United States Code, Title 18, Section 661, on April 14
1970, at Tinker Air Force Base in the
division of the Western district of Oklahoma
as follows: take and carry away with intent to steal,
personal property of another, to-wit: automobile
batteries of a value not exceeding \$100.00 in value,
in violation of Title 18, § 661, U.S.C.

(Here insert brief summary of facts constituting offense charged)

WARRANTS OR SUMMONS ISSUED:

Date 7-27-70 Warrant/Summons for Calvin Glen Gilbert and Carrol Eugene
Gilbert (Name of defendant)
to (name and title of officer) U. S. Marshal or any other authorized person
Substance of return

Date Warrant/Summons for
to (name and title of officer)
Substance of return

FILED
17340
AUG 27 1970

JOHN H. POE, Clerk
U. S. DISTRICT COURT

PROCEEDINGS ON FIRST PRESENTATION OF ACCUSED TO COMMISSIONER:

Date 7-29-70 Arrested by William L. Buchanan { on warrant of James L. Gullett
(Name of issuing officer)
without warrant.

Appearances { for United States (Name) (Address)
for accused (Name) (Address)

Proceedings taken The accused Calvin Glen Gilbert and Carrol Eugene Gilbert appeared

(Here insert with dates, when appropriate, a serial account of essential steps taken at hearing such as "complaint prepared,"
without counsel and was advised as to their rights to counsel and counsel was re-

if arrest is without warrant: "defendant informed of complaint and right to retain counsel and preliminary hearing": "preliminary examination waived,"
requested by each. Hearing passed until July 30, 1970. Bond fixed at \$1,000 each.

if that is the fact; any adjournments taken, etc.
Each of accused failed to post bond and was committed to custody of U.S. Marshal.
On July 30, 1970 the accused were present and were each represented by S. S.
Lawrence and Government represented by Ben Baker, Ass't. U. S. Attorney. The
accused were advised as to the charge and each posted bond in the amount of

\$1,000.00. Preliminary hearing was set for 8/14/70 at 10:00 a.m. before Ben
Ballenger, U. S. Commissioner.

Outcome

Bail fixed, 19. Amount, \$ Bonded, 19, by cash
deposited by (name) Address,
transmitted to clerk of district court, 19 [or] by surety
(name) Address,
(name) Address, who
justified by affidavit dated, 19, [or] committed to
on, 19.

SUBPOENAS FOR WITNESSES ISSUED:

_____, 19____, for (name of witness) _____
 at request of (name of party) _____
 Substance of return _____

_____, 19____, for (name of witness) _____
 at request of (name of party) _____
 Substance of return _____

_____, 19____, for (name of witness) _____
 at request of (name of party) _____
 Substance of return _____

PRELIMINARY EXAMINATION:

(Not to be used if case was disposed of at first presentation)

Date 8-14-70 Appearances for _____

{	United States	(Name)	<u>Ben Baker</u>
		(Address)	<u>U.S. Court House, Tulsa, Okla.</u>
	Accused	(Name)	<u>S. S. Lawrence</u>
		(Address)	<u>Wright Bldg., Tulsa, Okla.</u>

WITNESSES FOR UNITED STATES: (List names and addresses)

WITNESSES FOR ACCUSED: (List names and addresses)

Witness payroll containing _____ names certified to United States Marshal for payment _____, 19____
 Proceedings taken The accused were each present and represented by counsel and preliminary hearing stricken for the reason that the case against each of the accused has been transferred to this court under Rule 20 and it is criminal case No. 70 CR 116.

Outcome _____
 Bail fixed _____, 19____ Amount, \$ _____ Bonded _____, 19____, by cash
 deposited by (name) _____ Address _____
 transmitted to clerk of district court _____, 19____
 [or] by surety (names) _____ Address _____
 and _____ Address _____
 who justified by affidavit _____, 19____ Committed to _____
 on _____, 19____
 Certified to be a correct transcript.
 Made this 14th day of August, 19 70
 Transmitted to Clerk of United States District Court for the _____ Northern
 district of _____, August 14, 19 70

[Signature]

 United States Commissioner.